

SENATE BILL No. 234

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-10-1-31.

Synopsis: Discharges into Indiana waters. Makes it a Class B infraction for a person to discharge or throw ballast water, bilge water, rubbish, and certain other kinds of debris from a vessel into: (1) Lake Michigan; (2) any area of the Port of Indiana-Burns Waterway Harbor; (3) the Ohio River; or (4) an area of any other port under the jurisdiction of the Indiana port commission ("the commission"). Requires a person who needs to discharge or otherwise dispose of a substance from a vessel to discharge or dispose of the substance into a facility provided by the commission. Requires the commission to assist the person in contacting an appropriate disposal facility if the commission does not provide a suitable facility for the discharge or disposal.

Effective: July 1, 2004.

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January 8, 2004, read first time and referred to Committee on Environmental Affairs.

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Introduced

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

SENATE BILL No. 234

A BILL FOR AN ACT to amend the Indiana Code concerning transportation and environmental law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 8-10-1-31 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2004]: **Sec. 31. (a) A person may not discharge or throw ballast**
4 **water, bilge water, wash water, fuel oil, sanitary waste, rubbish,**
5 **dunnage, or other debris from a vessel:**

6 **(1) into:**

7 **(A) Lake Michigan;**

8 **(B) any area of the Port of Indiana-Burns Waterway**
9 **Harbor;**

10 **(C) the Ohio River; or**

11 **(D) an area of any other port under the jurisdiction of the**
12 **commission; or**

13 **(2) onto dock structures.**

14 **(b) If a person needs to discharge or otherwise dispose of a**
15 **substance described in subsection (a) from a vessel, the person shall**
16 **discharge or dispose of the substance into a facility provided by the**
17 **commission. If the commission does not provide a suitable facility**



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1 for the discharge or disposal, the commission shall assist the person
2 in contacting an appropriate disposal facility.

3 (c) The commission may adopt rules under IC 4-22-2 to
4 implement this section.

5 (d) A person who violates:

6 (1) this section; or

7 (2) notwithstanding section 9(c) of this chapter, a rule adopted
8 under this section;

9 commits a Class B infraction.

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